

MARSHA STILLER
CLERK OF CIRCUIT COURT
MARTIN COUNTYRECORDED & VERIFIED
BY D.C.

01434894

00 MAY 19 PM 3:00

This Instrument Prepared By:

John T. Carmody, Jr., Esquire
Gunster, Yoakley, Valdes-Fauli & Stewart, P.A.
800 S.E. Monterey Commons Boulevard, Suite 200
Stuart, Florida 34996
(561) 288-1980

**UNITY OF TITLE
WINN DIXIE**

In consideration of the issuance of a permit to B.D. RAWLS, as successor Trustee under Trust Indenture dated January 2, 1946, and recorded in Official Records Book 526, Page 2223, Martin County, Florida, Public Records, between N.R. Field, as Donor, and N.R. Field and wife, Janet Knox Field, as original Trustees, as amended by Agreement of Modification dated November 3, 1960, and recorded in Official Records Book 526, Page 2232, Martin County, Florida, Public Records; B.D. RAWLS, as successor Trustee of the Janet Field Riley Trust dated February 3, 1981, and recorded in Official Records Book 526, Page 2237, Martin County, Florida, Public Records; MARTHA FIELD FITE; HOWARD W. RILEY, JR.; B.D. RAWLS, as Trustee of the Martha Field Fite Trust dated September 12, 1984; and JANET FIELD RILEY, MARTHA FIELD FITE and B.D. RAWLS, as Trustees of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased, as "Owner", for the construction of a Winn Dixie store with an additional retail shop in Port Salerno, Martin County, Florida, and for other good and valuable considerations, the undersigned hereby agrees to restrict the use of lands described in Exhibit "A", attached hereto, in the following manner:

1. That said property shall be considered as one plot and parcel of land and that no portion of said plot and parcel of land shall be sold, transferred, devised, or assigned separately except in its entirety as one plot or parcel of land.

2. The undersigned further agrees that this condition, restriction and limitation shall be deemed a covenant running with the land, and shall remain in full force and effect, and be binding upon the undersigned, their heirs and assigns, until such time as the same may be released in writing by the Board of County Commissioners of Martin County, Florida.

3. The undersigned further agrees that this instrument shall be recorded in the Public Records of Martin County, Florida.

Signed, acknowledged and notarized on this 24 day of NOVEMBER, 1999.

OR BK 1481 PG 505

RECEIVED

MAY 23 2024

GROWTH MANAGEMENT
DEPARTMENT

WITNESSES:

R. J. Horwich
 Print Name: R. J. HORWICH
Dania Denero
 Print Name: TANIA TERRERO

R. J. Horwich
 Print Name: R. J. HORWICH
Dania Denero
 Print Name: TANIA TERRERO

Laurel Kaage
 Print Name: LAUREL KAAGE
Gina M. Cappello
 Print Name: Gina M. Cappello

Laurel Kaage
 Print Name: LAUREL KAAGE
Gina M. Cappello
 Print Name: Gina M. Cappello

R. J. Horwich
 Print Name: R. J. HORWICH
Dania Denero
 Print Name: TANIA TERRERO

Laurel Kaage
 Print Name: LAUREL KAAGE
Gina M. Cappello
 Print Name: Gina M. Cappello

B. D. Rawls
 B.D. RAWLS, successor Trustee under Trust Indenture dated January 2, 1946, between N.R. Field, as Donor, and N.R. Field and wife, Janet Knox Field, as original Trustees, as amended by Agreement of Modification dated November 3, 1960

B. D. Rawls
 B.D. RAWLS, successor Trustee of the Janet Field Riley Trust dated February 3, 1981

Martha Field Fite
 MARTHA FIELD FITE

Howard W. Riley, Jr.
 HOWARD W. RILEY, JR.

B. D. Rawls
 B.D. RAWLS, Trustee of the Martha Field Fite Trust dated September 12, 1984

Janet Field Riley
 JANET FIELD RILEY, Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased

Laurel Kaage
Print Name: LAUREL KAAGE

Angi M. Cappello
Print Name: Angi M. Cappello

R. J. Horwicz
Print Name: R. J. HORWICZ

Tania Terrero
Print Name: TANIA TERRERO

Martha Field Fite, Trustee
MARTHA FIELD FITE, Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased

B. D. Rawls
B.D. RAWLS, Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased

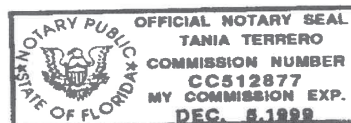
STATE OF FLORIDA
COUNTY OF MIAMI-DADE

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 24th day of November, 1999, by B.D. Rawls, as: (1) successor Trustee under Trust Indenture dated January 2, 1946, between N.R. Field, as Donor, and N.R. Field and wife, Janet Knox Field, as original Trustees, as amended by Agreement of Modification dated November 3, 1960; (2) successor Trustee of the Janet Field Riley Trust dated February 3, 1981; (3) Trustee of the Martha Field Fite Trust dated September 12, 1984; and (4) Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased. He is: ☒ personally known to me or ☐ has produced _____ as identification.

(Notarial Seal)

NOTARY PUBLIC

Tania Terrero
Name Printed: TANIA TERRERO
State of Florida at Large
My Commission Expires: _____



STATE OF FLORIDA
COUNTY OF Indian River

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 29th day of November, 1999, by Martha Field Fite, individually and as Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased. She is: [☒] personally known to me or [☐] has produced as identification.

(Notarial Seal)



Gina M. Cappello
MY COMMISSION # CC834414 EXPIRES
June 21, 2003
BONDED THRU TROY FAIN INSURANCE, INC.

NOTARY PUBLIC

Gina M. Cappello
Name Printed: Gina M. Cappello
State of Florida at Large
My Commission Expires: _____

STATE OF FLORIDA
COUNTY OF Indian River

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 29th day of November, 1999, by Howard W. Riley, Jr. He is: [☐] personally known to me or [☐] has produced as identification.

(Notarial Seal)



Gina M. Cappello
MY COMMISSION # CC834414 EXPIRES
June 21, 2003
BONDED THRU TROY FAIN INSURANCE, INC.

NOTARY PUBLIC

Gina M. Cappello
Name Printed: Gina M. Cappello
State of Florida at Large
My Commission Expires: _____

STATE OF FLORIDA
COUNTY OF Indian River

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 29th day of November, 1999, by Janet Field Riley, Trustee of the Daughters' Trusts (one for Janet Field Riley and one for Martha Field Fite) under Article VI of the Last Will and Testament of Janet Knox Field, deceased. She is: ☒ personally known to me ~~or~~ ☐ has produced _____ as identification.

(Notarial Seal)

NOTARY PUBLIC

Gina M. Cappello
Name Printed: Gina M. Cappello
State of Florida at Large
My Commission Expires: _____



Gina M. Cappello
MY COMMISSION # CC834414 EXPIRES
June 21, 2003
SCORDED THRU TROY PAIR INSURANCE, INC

**UNITY OF TITLE
WINN DIXIE****EXHIBIT "A"****LEGAL DESCRIPTION**

A portion of Tract 3, Block 74, St. Lucie Inlet Farms, according to the plat thereof recorded in Plat Book 1, Page 98, Public Records of Palm Beach (now Martin) County, Florida, being more particularly described as follows:

Begin at the Southeast corner of said Tract 3 for the POINT OF BEGINNING; Thence South 66°57'18" West along the South line of said Tract 3 a distance of 594.87 feet; Thence North 23°07'54" West 232.39 feet; Thence North 59°23'45" West 79.95 feet; Thence North 23°07'54" West 233.56 feet; Thence North 05°54'40" West 82.47 feet; Thence North 23°07'54" West 36.82 feet to the point of intersection with the Southerly right-of-way line of St. Lucie Avenue as platted; Thence North 66°53'58" East along said Southerly right-of-way line of St. Lucie Avenue as platted 617.74 feet to the point of intersection with the East line of said Tract 3; Thence South 23°07'54" East along the East line of said Tract 3 a distance of 646.56 feet to the POINT OF BEGINNING.

LESS AND EXCEPTING

The land conveyed to Martin County by right-of-way Quit-Claim Deed recorded in Official Records Book 412, Page 2084, Public Records of Martin County, Florida.

Containing 9.121 acres, more or less.

Parcel Control Nos.: 55-38-41-000-074-0003.0-70000 and 55-38-41-000-074-0004.0-50000

136758.1